

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CITY OF FRANKLIN)	
)	
COMPLAINANT)	
)	
VS.)	CASE NO. 92-084
)	
SIMPSON COUNTY WATER DISTRICT)	
)	
DEFENDANT)	

O R D E R

On January 18, 1996, the Commission ordered the City of Franklin ("Franklin") to refund to Simpson County Water District ("Simpson District") all monies collected in excess of the rate specified in its 1986 Supplemental Agreement. It further ordered a hearing in this matter for the purpose of determining the amount of monies collected in excess of the 1986 Supplemental Agreement rate.

Simpson District, in written testimony filed in response to this Order, states that \$196,033.85 was collected in excess of the 1986 Supplemental Agreement rate. Franklin has accepted Simpson District's calculations and concurs with this statement.

As the parties have stipulated to the amount paid in excess of the 1986 Supplemental Agreement rate, the Commission finds that the hearing in this matter should be cancelled. The Commission further finds that, based upon the holding of its January 18, 1996 Order, Franklin should refund to Simpson District the sum of \$196,033.85.

IT IS THEREFORE ORDERED that:

1. The hearing in this matter which was scheduled for February 28, 1996 is cancelled.

2. Within 20 days of the date of this Order, Franklin shall pay the sum of \$196,033.85, plus all accrued interest, to Simpson District.

Done at Frankfort, Kentucky, this 23rd day of February, 1996.

PUBLIC SERVICE COMMISSION

Linda K. Breckhoff
Chairman

Edley B. Brown
Vice Chairman

Robert M. Davis
Commissioner

ATTEST:

Don Mills
Executive Director